REMARKS

Applicants express appreciation for the time that Examiner Nguyen-Ba spent discussing the Jayasimha reference with Applicants' representative, D'Ann Naylor Rifai, on August 10, 2004. The subject of discussion was that the Final Office Action dated June 10, 2004 provides new grounds of rejection using the newly-cited patent 6,564,377 to Jayasimha et al. ("Jayasimha"). Although no agreement was reached regarding the claims, Applicants believe that the amendments submitted herein were necessitated by introduction of the Jayasimha reference and respectfully request reconsideration of the finality of the rejection. Applicants' amendments to the claims were not previously presented because Jayasimha was not previously cited as prior art. Applicants believe that the amendments provided herein place the application in condition for allowance in light of Jayasimha.

Claims 1-32 are pending in the application. Claims 24 through 32 have been added. Claims 1, 10, 19, and 21 have been amended.

Rejection of Claims under 35 U.S.C. §102(e)

Claims 1-23 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U. S. Patent No. 6,564,377 to Jayasimha et al. (hereinafter "Jayasimha"). The apparatus of amended claim 1 now includes the following:

a computer-readable module comprising:
a functional component ... [and]
an installation component that manages installation of the functional
component, wherein
the installation component comprises logic configured to install the
functional component on the host computer ... .
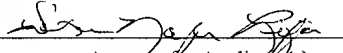
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Applicants do not believe that Jayasimha teaches a module including a functional component and an installation component that comprises logic configured to install the functional component on the host computer. The installation component of Jayasimha's Fig. 4, application install module 461, can create and install components for use by runtime modules 462. (See Jayasimha, column 9, lines 21-47.) While application install module 461 and runtime modules 462 are shown running on the same computer system 300, they are not part of a larger module. Furthermore, administration modules 461 "administer software components onto computing system 300," and therefore appear to reside on computer 300 rather than be provided as part of a self-installing module.

For at least this reason, independent claim 1 and its dependent claims 2-9 and 24-26 are allowable. Similar elements are also substantially required by independent claims 10 and 19, and claims 10-32 are also allowable for at least this reason.

CONCLUSION

In view of the amendments and remarks set forth herein, the application is believed to be in condition for allowance and a notice to that effect is solicited. Nonetheless, should any issues remain that might be subject to resolution through a telephonic interview, the Examiner is invited to telephone the undersigned at 512-439-5086.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop AF, COMMISSIONER FOR PATENTS, P. O. Box 1450, Alexandria, VA 22313-1450, on September 10, 2004.

_____ ____9/10/04____
Attorney for Applicant(s)   Date of Signature

Respectfully submitted,

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